

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

DAVID C. ARNDT

Criminal No. 04-CR-10166-RGS

**DEFENDANT, DAVID C. ARNDT'S FURTHER MOTION TO EXTEND  
THE TIME TO DETERMINE WHETHER HE WILL  
ASSERT A DEFENSE OF INSANITY**


The Defendant David Arndt ("Defendant") moves pursuant to Federal Rule of Criminal Procedure 12.2, that the time to file a notice of his intention to assert a defense of insanity be further extended from February 15, 2005, until April 15, 2005 because he has had insufficient time to determine, in good faith, whether he will utilize such a defense.

The government has assented to this motion.

Respectfully submitted,

**DAVID C. ARNDT,**

By his attorneys,



Stephen R. Delinsky (BBO# 119120)

Andrew R. McConville (BBO# 632804)

**ECKERT SEAMANS, CHERIN & MELLOTT, LLC**

One International Place, 18th Floor

Boston, MA 02110

Telephone: 617. 342.6800

DATED: February 9, 2005